

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO**

In Re:

Case No: 10-08034 ESL

JOSEPH OJEDA FUENTES

Chapter 13

Debtor(s)

MOTION TO INFORM AMENDED PLAN

TO THE HONORABLE COURT:

NOW COMES the debtor, through the undersigned attorney, and very respectfully alleges and prays:

1. That today the debtor is filing an amended chapter 13 repayment plan.
2. That the reason for amendment is to adjust payment schedule and increase the base of the plan.

WHEREFORE, it is respectfully requests to this Honorable Court to take notice of the aforementioned.

RESPECTFULLY SUBMITTED.

I HEREBY CERTIFY that a true and exact copy of the foregoing motion has been filed electronically with the Clerk of the Court using CM/ECF systems which will send notification of such to the Chapter 13 Trustee, and we sent copy of this document through regular mail to debtor (s) and all non CM/ECF participants interested parties to their addresses listed on the master address list.

In San Juan, Puerto Rico this 21st day of October of 2010.

JPC LAW OFFICE

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By: /s/ Jose M Prieto Carballo, Esq.

United States Bankruptcy Court
District of Puerto Rico

IN RE:

Case No. _____

OJEDA FUENTES, JOSEPH

Debtor(s)

Chapter 13

CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee ☒ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: _____
☐ PRE ☐ POST-CONFIRMATION

☒ AMENDED PLAN DATED: 10/21/2010
Filed by: ☒ Debtor ☐ Trustee ☐ Other

I. PAYMENT PLAN SCHEDULE

\$ 175.00 x 1 = \$ 175.00
\$ 200.00 x 23 = \$ 4,600.00
\$ 225.00 x 36 = \$ 8,100.00
\$ x = \$
\$ x = \$

TOTAL: \$ 12,875.00

Additional Payments:

\$ 2,000.00 to be paid as a LUMP SUM
within 60 months with proceeds to come from:

☒ Sale of Property identified as follows:
TAX RETURNS RECEIVED DURING THE LIFE OF THE
PLAN

☐ Other:

Periodic Payments to be made other than, and in
addition to the above:

\$ x = \$

PROPOSED BASE: \$ 14,875.00

III. ATTORNEY'S FEES
(Treated as § 507 Priorities)

Outstanding balance as per Rule 2016(b) Fee
Disclosure Statement: \$ 2,774.00

Signed: /s/ JOSEPH OJEDA FUENTES
Debtor

Joint Debtor

II. DISBURSEMENT SCHEDULE

A. ADEQUATE PROTECTION PAYMENTS OR \$

B. SECURED CLAIMS:

☐ Debtor represents no secured claims.

☒ Creditors having secured claims will retain their liens and shall be paid as follows:

1. ☒ Trustee pays secured ARREARS:

Cr. DORAL BANK Cr. DORAL BANK Cr.
0009107010330 # 9107010330 #
\$ 3,500.00 \$ 2,500.00 \$

2. ☒ Trustee pays IN FULL Secured Claims:

Cr. BBVA Cr. Cr.
03249609969696 # #
\$ 1,100.00 \$ \$

3. ☐ Trustee pays VALUE OF COLLATERAL:

Cr. Cr. Cr.

\$ \$ \$

4. ☒ Debtor SURRENDERS COLLATERAL to Lien Holder:

AEELA

5. ☐ Other:

6. ☒ Debtor otherwise maintains regular payments directly to:

ADM SISTEMA RETIRO DORAL BANK DORAL BANK

C. PRIORITIES: The Trustee shall pay priorities in accordance with the law.
11 U.S.C. § 507 and § 1322(a)(2)

D. UNSECURED CLAIMS: Plan ☐ Classifies ☒ Does not Classify Claims.

1. (a) Class A: ☐ Co-debtor Claims / ☐ Other: _____
☐ Paid 100% / ☐ Other: _____

Cr. Cr. Cr.

\$ \$ \$

2. Unsecured Claims otherwise receive PRO-RATA disbursements.

OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.)
FAILURE TO TIMELY OBJECT TO THIS PLAN BY A CREDITOR CONSTITUTES A WAIVER OF THE EQUAL
MONTHLY AMOUNT METHOD OF PAYMENT 11 USC 1325 (a)(5).

ATTORNEY'S FEES WILL BE PAID AHEAD OF SECURED CREDITORS PER 11 USC 330.

TAX REFUNDS, IF ANY ARE RECEIVED BY DEBTOR, WILL BE TENDERED TO THE TRUSTEE AS PERIODIC
PAYMENTS TO FUND THE PLAN UNTIL PLAN COMPLETION IN ADDITION TO PAYMENTS ALREADY PROVIDED
HEREIN. IF DEBTOR(S) NEED TO USE ANY PART OF THESE FUNDS, PROPER AUTHORIZATION WILL BE
SOUGHT FROM THE COURT FOR SUCH PURPOSE.

DEBTOR WILL PROVIDE INSURANCE TO BBVA TROUGH EASTERN AMERICAN INS CORP.

Attorney for Debtor Jose Prieto

Phone: (787) 607-2166

Label Matrix for local noticing
0104-3
Case 10-08034-ESL13
District of Puerto Rico
Old San Juan
Tue Oct 19 17:18:32 AST 2010

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AES/PHEAA
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HARRISBURG, PA 17105-8183

BBVA
P O BOX 3671397
SAN JUAN, PR 00936

DORAL BANK
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SAN JUAN, PR 00936-8629

KEISER UNIVERSITY
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End of Label Matrix
Mailable recipients 21
Bypassed recipients 0
Total 21

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